

HOUSE BILL 422

By Richey

AN ACT to amend Tennessee Code Annotated,
Title 4; Title 8 and Title 58, relative to emergency
powers.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 58-2-107, is amended by deleting subdivision (b)(2) and substituting:

(A) These two (2) types of threats may be declared by the governor if the governor finds an emergency has occurred or the occurrence or threat thereof is imminent. Except as otherwise provided in subdivision (b)(2)(B), the state of emergency continues until the governor finds that the threat or danger has been dealt with to the extent that the emergency conditions no longer exist and the governor terminates the state of emergency by executive order or proclamation. All executive orders or proclamations issued under this section must indicate the nature of the emergency, the area or areas threatened, and the conditions that have brought the emergency about or that make possible its termination. An executive order or proclamation must be promptly disseminated by means calculated to bring its contents to the attention of the general public and, unless the circumstances attendant upon the emergency prevent or impede such filing, the order or proclamation must be filed promptly with the department of state and in the office of the chief executive officer in each county to which the order or proclamation applies.

(B) An executive order or proclamation issued under subdivision (b)(2)(A) expires not later than forty-five (45) days after its initial issuance. Upon expiration, the

executive order or proclamation may only be renewed or extended by the passage of a joint resolution by the general assembly in a regular or extraordinary session.

SECTION 2. This act takes effect upon becoming a law, the public welfare requiring it.